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| APPLICATION NO.                                       | FILING DATE        | FIRST NAMED INVENTOR  | ATTORNEY DOCKET NO.   | CONFIRMATION NO. |               |                        |       |  |
|---|--------------------|-----------------------|---|------------------|---------------|------------------------|-------|--|
| 10/564,458  | 01/12/2006         | Annaliesa S. Anderson | 21569YP   | 7338             |               |                        |       |  |
| 210<br>MERCK<br>P O BOX 2000<br>RAHWAY, NJ 07065-0907 | 7590<br>11/22/2010 |                       | <table border="1"><tr><td>EXAMINER</td></tr><tr><td>DEVI, SARVAMANGALA J N</td></tr></table>                          |                  | EXAMINER      | DEVI, SARVAMANGALA J N |       |  |
| EXAMINER  |                    |                       |   |                  |               |                        |       |  |
| DEVI, SARVAMANGALA J N                                |                    |                       |   |                  |               |                        |       |  |
|   |                    |                       | <table border="1"><tr><td>ART UNIT</td><td>PAPER NUMBER</td></tr><tr><td>1645</td><td></td></tr></table>              | ART UNIT         | PAPER NUMBER  | 1645                   |       |  |
| ART UNIT  | PAPER NUMBER       |                       |   |                  |               |                        |       |  |
| 1645  |                    |                       |   |                  |               |                        |       |  |
|   |                    |                       | <table border="1"><tr><td>MAIL DATE</td><td>DELIVERY MODE</td></tr><tr><td>11/22/2010</td><td>PAPER</td></tr></table> | MAIL DATE        | DELIVERY MODE | 11/22/2010             | PAPER |  |
| MAIL DATE   | DELIVERY MODE      |                       |   |                  |               |                        |       |  |
| 11/22/2010  | PAPER              |                       |   |                  |               |                        |       |  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10564458                        | 1/12/06     | ANDERSON ET AL.                                   | 21569YP             |

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**EXAMINER**

S. Devi, Ph.D.

| ART UNIT | PAPER |
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| 1645 | 20101118 |
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**Commissioner for Patents**

Please note that the enclosed page 1 replaces the page 1 of the Examiner's Answer mailed 11/10/2010.

/S. Devi, Ph.D./  
Primary Examiner, Art Unit 1645



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**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

Application Number: 10/564,458  
Filing Date: January 12, 2006  
Appellant(s): ANDERSON ET AL.

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Sheldon Heber  
For Appellant

**EXAMINER'S ANSWER**

This is in response to the appeal brief filed 07/23/2010 appealing from the Office actions mailed 03/25/2010 and 11/24/2009.